



# STATE OF WISCONSIN Senate Journal

## Ninety–Ninth Regular Session

1:00 P.M.

WEDNESDAY, June 17, 2009

The Senate met.

The Senate was called to order by President Risser.

### CALL OF ROLL

The roll was called, disclosing the presence of a quorum.

Pursuant to Senate Rule 15, the official attendance for session was:

Senators Carpenter, Coggs, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, Grothman, Hansen, Harsdorf, Holperin, Hopper, Jauch, Kanavas, Kapanke, Kedzie, Kreitlow, A. Lasee, Lassa, Lazich, Lehman, Leibham, Miller, Olsen, Plale, Risser, Robson, Schultz, Sullivan, Taylor, Vinehout and Wirsch – 33.

Absent – None.

Absent with leave – None.

President Risser, with unanimous consent, asked that the Senate recess until 2:00 P.M.

1:01 P.M.

### RECESS

2:00 P.M.

The Senate reconvened.

President Risser in the chair.

The Clerk called the roll.

The Senate stood for a moment of silent meditation.

The Senate remained standing and Senator Holperin led the Senate in the pledge of allegiance to the flag of the United States of America.

Senator Lehman, with unanimous consent, asked that the Senate recess.

2:10 P.M.

### RECESS

2:54 P.M.

The Senate reconvened.

President Risser in the chair.

President Risser, with unanimous consent, asked that the Senate recess until 4:00 P.M.

2:55 P.M.

### RECESS

4:04 P.M.

The Senate reconvened.

President Risser in the chair.

President Risser, with unanimous consent, asked that the Senate recess until 4:30 P.M.

4:05 P.M.

### RECESS

4:31 P.M.

The Senate reconvened.

President Risser in the chair.

### INTRODUCTION, FIRST READING, AND REFERENCE OF PROPOSALS

Read and referred:

#### Senate Resolution 7

Relating to: proclaiming June 28, 2009 as Dr. Michael S. Garrity Day.

By Senator Kapanke.

To committee on **Senate Organization**.

### SECOND READING AND AMENDMENTS OF ASSEMBLY JOINT RESOLUTIONS AND ASSEMBLY BILLS

#### Assembly Bill 75

Relating to: state finances and appropriations, constituting the executive budget act of the 2009 legislature.

Read a second time.

Senate amendment 1 to Senate substitute amendment 1 to **Assembly Bill 75** offered by Senators Decker and Miller.

The question was: Adoption of Senate amendment 1 to Senate substitute amendment 1 to **Assembly Bill 75**?

The ayes and noes were required and the vote was: ayes, 17; noes, 16; absent or not voting, 0; as follows:

Ayes – Senators Carpenter, Coggs, Decker, Erpenbach, Hansen, Holperin, Jauch, Kreitlow, Lassa, Lehman, Miller, Plale, Risser, Robson, Taylor, Vinehout and Wirsch – 17.

Noes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Grothman, Harsdorf, Hopper, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen, Schultz and Sullivan – 16.

Absent or not voting – None.

Adopted.

Senate amendment 2 to Senate substitute amendment 1 to **Assembly Bill 75** offered by Senators Kapanke, Darling, Leibham, Kedzie, Kanavas, S. Fitzgerald, Cowles, Schultz and Lazich.

#### POINT OF ORDER

Senator Decker raised the point of order that Senate amendment 2 to Senate substitute amendment 1 to **Assembly Bill 75** was not germane.

The Chair ruled the point of order well taken.

Senate amendment 3 to Senate substitute amendment 1 to **Assembly Bill 75** offered by Senators Lazich, Harsdorf, Grothman, Olsen, Kedzie, Kanavas, Kapanke, Darling, Leibham, S. Fitzgerald, Cowles and Schultz.

Senator Decker moved that Senate amendment 3 to Senate substitute amendment 1 to **Assembly Bill 75** be laid on the table.

The question was: Shall Senate amendment 3 to Senate substitute amendment 1 to **Assembly Bill 75** be laid on the table?

The ayes and noes were required and the vote was: ayes, 18; noes, 15; absent or not voting, 0; as follows:

Ayes – Senators Carpenter, Coggs, Decker, Erpenbach, Hansen, Holperin, Jauch, Kreitlow, Lassa, Lehman, Miller, Plale, Risser, Robson, Sullivan, Taylor, Vinehout and Wirch – 18.

Noes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Grothman, Harsdorf, Hopper, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen and Schultz – 15.

Absent or not voting – None.

Tabled.

Senate amendment 4 to Senate substitute amendment 1 to **Assembly Bill 75** offered by Senators Hopper, Harsdorf, Kapanke, Leibham, Kedzie, Lazich, S. Fitzgerald, Kanavas, Darling, Olsen, Schultz, Cowles and A. Lasee.

Senator Decker moved that Senate amendment 4 to Senate substitute amendment 1 to **Assembly Bill 75** be laid on the table.

The question was: Shall Senate amendment 4 to Senate substitute amendment 1 to **Assembly Bill 75** be laid on the table?

The ayes and noes were required and the vote was: ayes, 18; noes, 15; absent or not voting, 0; as follows:

Ayes – Senators Carpenter, Coggs, Decker, Erpenbach, Hansen, Holperin, Jauch, Kreitlow, Lassa, Lehman, Miller, Plale, Risser, Robson, Sullivan, Taylor, Vinehout and Wirch – 18.

Noes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Grothman, Harsdorf, Hopper, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen and Schultz – 15.

Absent or not voting – None.

Tabled.

Senate amendment 5 to Senate substitute amendment 1 to **Assembly Bill 75** offered by Senators Harsdorf, Hopper,

Kapanke, Olsen, Kedzie, Leibham, Kanavas, Darling, S. Fitzgerald, Cowles, Schultz, Lazich and Grothman.

Senator Decker moved that Senate amendment 5 to Senate substitute amendment 1 to **Assembly Bill 75** be laid on the table.

The question was: Shall Senate amendment 5 to Senate substitute amendment 1 to **Assembly Bill 75** be laid on the table?

The ayes and noes were required and the vote was: ayes, 18; noes, 15; absent or not voting, 0; as follows:

Ayes – Senators Carpenter, Coggs, Decker, Erpenbach, Hansen, Holperin, Jauch, Kreitlow, Lassa, Lehman, Miller, Plale, Risser, Robson, Sullivan, Taylor, Vinehout and Wirch – 18.

Noes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Grothman, Harsdorf, Hopper, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen and Schultz – 15.

Absent or not voting – None.

Tabled.

Senate amendment 6 to Senate substitute amendment 1 to **Assembly Bill 75** offered by Senators Grothman, Kapanke, S. Fitzgerald, Kanavas, Leibham, Darling, Olsen, Kedzie, Cowles, Schultz and Lazich.

Senator Decker moved that Senate amendment 6 to Senate substitute amendment 1 to **Assembly Bill 75** be laid on the table.

The question was: Shall Senate amendment 6 to Senate substitute amendment 1 to **Assembly Bill 75** be laid on the table?

The ayes and noes were required and the vote was: ayes, 18; noes, 15; absent or not voting, 0; as follows:

Ayes – Senators Carpenter, Coggs, Decker, Erpenbach, Hansen, Holperin, Jauch, Kreitlow, Lassa, Lehman, Miller, Plale, Risser, Robson, Sullivan, Taylor, Vinehout and Wirch – 18.

Noes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Grothman, Harsdorf, Hopper, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen and Schultz – 15.

Absent or not voting – None.

Tabled.

Senate amendment 7 to Senate substitute amendment 1 to **Assembly Bill 75** offered by Senators Grothman, S. Fitzgerald, Leibham, Cowles, Olsen, Kedzie, Schultz and Lazich.

Senator Decker moved that Senate amendment 7 to Senate substitute amendment 1 to **Assembly Bill 75** be laid on the table.

The question was: Shall Senate amendment 7 to Senate substitute amendment 1 to **Assembly Bill 75** be laid on the table?

The ayes and noes were required and the vote was: ayes, 18; noes, 15; absent or not voting, 0; as follows:

Ayes – Senators Carpenter, Coggs, Decker, Erpenbach, Hansen, Holperin, Jauch, Kreitlow, Lassa, Lehman, Miller, Plale, Risser, Robson, Sullivan, Taylor, Vinehout and Wirch – 18.

Noes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Grothman, Harsdorf, Hopper, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen and Schultz – 15.

Absent or not voting – None.

Tabled.

Senate amendment 8 to Senate substitute amendment 1 to **Assembly Bill 75** offered by Senators Harsdorf, S. Fitzgerald, Kapanke, Cowles, Leibham, Darling, Lazich, Kanavas and Schultz.

Senator Decker moved that Senate amendment 8 to Senate substitute amendment 1 to **Assembly Bill 75** be laid on the table.

The question was: Shall Senate amendment 8 to Senate substitute amendment 1 to **Assembly Bill 75** be laid on the table?

The ayes and noes were required and the vote was: ayes, 18; noes, 15; absent or not voting, 0; as follows:

Ayes – Senators Carpenter, Coggs, Decker, Erpenbach, Hansen, Holperin, Jauch, Kreitlow, Lassa, Lehman, Miller, Plale, Risser, Robson, Sullivan, Taylor, Vinehout and Wirch – 18.

Noes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Grothman, Harsdorf, Hopper, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen and Schultz – 15.

Absent or not voting – None.

Tabled.

Senate amendment 9 to Senate substitute amendment 1 to **Assembly Bill 75** offered by Senators Leibham, Hopper, Olsen, Kapanke, Cowles, Schultz, S. Fitzgerald, Darling, Kanavas and Lazich.

Senator Decker moved that Senate amendment 9 to Senate substitute amendment 1 to **Assembly Bill 75** be laid on the table.

The question was: Shall Senate amendment 9 to Senate substitute amendment 1 to **Assembly Bill 75** be laid on the table?

The ayes and noes were required and the vote was: ayes, 18; noes, 15; absent or not voting, 0; as follows:

Ayes – Senators Carpenter, Coggs, Decker, Erpenbach, Hansen, Holperin, Jauch, Kreitlow, Lassa, Lehman, Miller, Plale, Risser, Robson, Sullivan, Taylor, Vinehout and Wirch – 18.

Noes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Grothman, Harsdorf, Hopper, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen and Schultz – 15.

Absent or not voting – None.

Tabled.

Senate amendment 10 to Senate substitute amendment 1 to **Assembly Bill 75** offered by Senators Hopper, Kanavas, Lazich, Leibham, S. Fitzgerald, Grothman, Kapanke, Kedzie, Cowles, Schultz and Darling.

Senator Decker moved that Senate amendment 10 to Senate substitute amendment 1 to **Assembly Bill 75** be laid on the table.

The question was: Shall Senate amendment 10 to Senate substitute amendment 1 to **Assembly Bill 75** be laid on the table?

The ayes and noes were required and the vote was: ayes, 18; noes, 15; absent or not voting, 0; as follows:

Ayes – Senators Carpenter, Coggs, Decker, Erpenbach, Hansen, Holperin, Jauch, Kreitlow, Lassa, Lehman, Miller, Plale, Risser, Robson, Sullivan, Taylor, Vinehout and Wirch – 18.

Noes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Grothman, Harsdorf, Hopper, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen and Schultz – 15.

Absent or not voting – None.

Tabled.

Senate amendment 11 to Senate substitute amendment 1 to **Assembly Bill 75** offered by Senators Leibham, Lazich, Kapanke, Kedzie, Cowles, Kanavas, Darling, S. Fitzgerald and Grothman.

Senator Decker moved that Senate amendment 11 to Senate substitute amendment 1 to **Assembly Bill 75** be laid on the table.

The question was: Shall Senate amendment 11 to Senate substitute amendment 1 to **Assembly Bill 75** be laid on the table?

The ayes and noes were required and the vote was: ayes, 18; noes, 15; absent or not voting, 0; as follows:

Ayes – Senators Carpenter, Coggs, Decker, Erpenbach, Hansen, Holperin, Jauch, Kreitlow, Lassa, Lehman, Miller, Plale, Risser, Robson, Sullivan, Taylor, Vinehout and Wirch – 18.

Noes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Grothman, Harsdorf, Hopper, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen and Schultz – 15.

Absent or not voting – None.

Tabled.

Senate amendment 12 to Senate substitute amendment 1 to **Assembly Bill 75** offered by Senators S. Fitzgerald, Kanavas, Leibham, Darling, Schultz, Kedzie, Lazich, Harsdorf, Cowles and Grothman.

Senator Decker moved that Senate amendment 12 to Senate substitute amendment 1 to **Assembly Bill 75** be laid on the table.

The question was: Shall Senate amendment 12 to Senate substitute amendment 1 to **Assembly Bill 75** be laid on the table?

The ayes and noes were required and the vote was: ayes, 18; noes, 15; absent or not voting, 0; as follows:

Ayes – Senators Carpenter, Coggs, Decker, Erpenbach, Hansen, Holperin, Jauch, Kreitlow, Lassa, Lehman, Miller, Plale, Risser, Robson, Sullivan, Taylor, Vinehout and Wirch – 18.

Noes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Grothman, Harsdorf, Hopper, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen and Schultz – 15.

Absent or not voting – None.

Tabled.

Senate amendment 13 to Senate substitute amendment 1 to **Assembly Bill 75** offered by Senators Olsen, Harsdorf, Kapanke, S. Fitzgerald, Schultz, Cowles, Grothman, Leibham, Kanavas, Darling and Lazich.

Senator Erpenbach moved that Senate amendment 13 to Senate substitute amendment 1 to **Assembly Bill 75** be laid on the table.

The question was: Shall Senate amendment 13 to Senate substitute amendment 1 to **Assembly Bill 75** be laid on the table?

The ayes and noes were required and the vote was: ayes, 18; noes, 15; absent or not voting, 0; as follows:

Ayes – Senators Carpenter, Coggs, Decker, Erpenbach, Hansen, Holperin, Jauch, Kreitlow, Lassa, Lehman, Miller, Plale, Risser, Robson, Sullivan, Taylor, Vinehout and Wirsch – 18.

Noes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Grothman, Harsdorf, Hopper, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen and Schultz – 15.

Absent or not voting – None.

Tabled.

Senate amendment 14 to Senate substitute amendment 1 to **Assembly Bill 75** offered by Senators Kedzie, S. Fitzgerald, Schultz, Kanavas, Leibham, Lazich, Darling and Cowles.

Senator Decker moved that Senate amendment 14 to Senate substitute amendment 1 to **Assembly Bill 75** be laid on the table.

The question was: Shall Senate amendment 14 to Senate substitute amendment 1 to **Assembly Bill 75** be laid on the table?

The ayes and noes were required and the vote was: ayes, 19; noes, 14; absent or not voting, 0; as follows:

Ayes – Senators Carpenter, Coggs, Decker, Erpenbach, Hansen, Harsdorf, Holperin, Jauch, Kreitlow, Lassa, Lehman, Miller, Plale, Risser, Robson, Sullivan, Taylor, Vinehout and Wirsch – 19.

Noes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Grothman, Hopper, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen and Schultz – 14.

Absent or not voting – None.

Tabled.

Senate amendment 15 to Senate substitute amendment 1 to **Assembly Bill 75** offered by Senators Lazich, Kanavas, Darling, Leibham, S. Fitzgerald, Schultz and Grothman.

Senator Decker moved that Senate amendment 15 to Senate substitute amendment 1 to **Assembly Bill 75** be laid on the table.

The question was: Shall Senate amendment 15 to Senate substitute amendment 1 to **Assembly Bill 75** be laid on the table?

The ayes and noes were required and the vote was: ayes, 18; noes, 15; absent or not voting, 0; as follows:

Ayes – Senators Carpenter, Coggs, Decker, Erpenbach, Hansen, Holperin, Jauch, Kreitlow, Lassa, Lehman, Miller, Plale, Risser, Robson, Sullivan, Taylor, Vinehout and Wirsch – 18.

Noes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Grothman, Harsdorf, Hopper, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen and Schultz – 15.

Absent or not voting – None.

Tabled.

Senate amendment 16 to Senate substitute amendment 1 to **Assembly Bill 75** offered by Senators S. Fitzgerald, Schultz,

Lazich, Kapanke, Darling, Kedzie, Leibham, Kanavas, Cowles and Grothman.

#### POINT OF ORDER

Senator Decker raised the point of order that Senate amendment 16 to Senate substitute amendment 1 to **Assembly Bill 75** was not germane.

The Chair ruled the point of order well taken.

Senate amendment 17 to Senate substitute amendment 1 to **Assembly Bill 75** offered by Senators Decker, Miller and Taylor.

The question was: Adoption of Senate amendment 17 to Senate substitute amendment 1 to **Assembly Bill 75**?

The ayes and noes were required and the vote was: ayes, 33; noes, 0; absent or not voting, 0; as follows:

Ayes – Senators Carpenter, Coggs, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, Grothman, Hansen, Harsdorf, Holperin, Hopper, Jauch, Kanavas, Kapanke, Kedzie, Kreitlow, A. Lasee, Lassa, Lazich, Lehman, Leibham, Miller, Olsen, Plale, Risser, Robson, Schultz, Sullivan, Taylor, Vinehout and Wirsch – 33.

Noes – None.

Absent or not voting – None.

Adopted.

Senate amendment 18 to Senate substitute amendment 1 to **Assembly Bill 75** offered by Senator Leibham.

Senator Decker moved that Senate amendment 18 to Senate substitute amendment 1 to **Assembly Bill 75** be laid on the table.

The question was: Shall Senate amendment 18 to Senate substitute amendment 1 to **Assembly Bill 75** be laid on the table?

The ayes and noes were required and the vote was: ayes, 18; noes, 15; absent or not voting, 0; as follows:

Ayes – Senators Carpenter, Coggs, Decker, Erpenbach, Hansen, Holperin, Jauch, Kreitlow, Lassa, Lehman, Miller, Plale, Risser, Robson, Sullivan, Taylor, Vinehout and Wirsch – 18.

Noes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Grothman, Harsdorf, Hopper, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen and Schultz – 15.

Absent or not voting – None.

Tabled.

Senate amendment 19 to Senate substitute amendment 1 to **Assembly Bill 75** offered by Senators Lazich, S. Fitzgerald, Leibham, Kanavas, Darling and Schultz.

Senator Decker moved that Senate amendment 19 to Senate substitute amendment 1 to **Assembly Bill 75** be laid on the table.

The question was: Shall Senate amendment 19 to Senate substitute amendment 1 to **Assembly Bill 75** be laid on the table?

The ayes and noes were required and the vote was: ayes, 18; noes, 15; absent or not voting, 0; as follows:

Ayes – Senators Carpenter, Coggs, Decker, Erpenbach, Hansen, Holperin, Jauch, Kreitlow, Lassa, Lehman, Miller, Plale, Risser, Robson, Sullivan, Taylor, Vinehout and Wirsch – 18.



Noes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Grothman, Harsdorf, Hopper, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen and Schultz – 15.

Absent or not voting – None.

Tabled.

Senate amendment 20 to Senate substitute amendment 1 to **Assembly Bill 75** offered by Senators Darling, S. Fitzgerald, Kedzie, Cowles, Lazich, Schultz, Leibham and Kanavas.

Senator Decker moved that Senate amendment 20 to Senate substitute amendment 1 to **Assembly Bill 75** be laid on the table.

The question was: Shall Senate amendment 20 to Senate substitute amendment 1 to **Assembly Bill 75** be laid on the table?

The ayes and noes were required and the vote was: ayes, 18; noes, 15; absent or not voting, 0; as follows:

Ayes – Senators Carpenter, Coggs, Decker, Erpenbach, Hansen, Holperin, Jauch, Kreitlow, Lassa, Lehman, Miller, Plale, Risser, Robson, Sullivan, Taylor, Vinehout and Wirsch – 18.

Noes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Grothman, Harsdorf, Hopper, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen and Schultz – 15.

Absent or not voting – None.

Tabled.

Senate amendment 21 to Senate substitute amendment 1 to **Assembly Bill 75** offered by Senators Grothman, Olsen, Kapanke, S. Fitzgerald, Cowles, Lazich, Schultz, Kanavas, Darling and Leibham.

Senator Decker moved that Senate amendment 21 to Senate substitute amendment 1 to **Assembly Bill 75** be laid on the table.

The question was: Shall Senate amendment 21 to Senate substitute amendment 1 to **Assembly Bill 75** be laid on the table?

The ayes and noes were required and the vote was: ayes, 18; noes, 15; absent or not voting, 0; as follows:

Ayes – Senators Carpenter, Coggs, Decker, Erpenbach, Hansen, Holperin, Jauch, Kreitlow, Lassa, Lehman, Miller, Plale, Risser, Robson, Sullivan, Taylor, Vinehout and Wirsch – 18.

Noes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Grothman, Harsdorf, Hopper, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen and Schultz – 15.

Absent or not voting – None.

Tabled.

Senate amendment 22 to Senate substitute amendment 1 to **Assembly Bill 75** offered by Senators S. Fitzgerald, Lazich, Kedzie, Kapanke, Leibham, Kanavas, Darling, Schultz and Cowles.

Senator Decker moved that Senate amendment 22 to Senate substitute amendment 1 to **Assembly Bill 75** be laid on the table.

The question was: Shall Senate amendment 22 to Senate substitute amendment 1 to **Assembly Bill 75** be laid on the table?

The ayes and noes were required and the vote was: ayes, 18; noes, 15; absent or not voting, 0; as follows:

Ayes – Senators Carpenter, Coggs, Decker, Erpenbach, Hansen, Holperin, Jauch, Kreitlow, Lassa, Lehman, Miller, Plale, Risser, Robson, Sullivan, Taylor, Vinehout and Wirsch – 18.

Noes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Grothman, Harsdorf, Hopper, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen and Schultz – 15.

Absent or not voting – None.

Tabled.

Senate amendment 23 to Senate substitute amendment 1 to **Assembly Bill 75** offered by Senators S. Fitzgerald, Leibham, Darling, Schultz, Kanavas, Cowles and Lazich.

Senator Decker moved that Senate amendment 23 to Senate substitute amendment 1 to **Assembly Bill 75** be laid on the table.

The question was: Shall Senate amendment 23 to Senate substitute amendment 1 to **Assembly Bill 75** be laid on the table?

The ayes and noes were required and the vote was: ayes, 18; noes, 15; absent or not voting, 0; as follows:

Ayes – Senators Carpenter, Coggs, Decker, Erpenbach, Hansen, Holperin, Jauch, Kreitlow, Lassa, Lehman, Miller, Plale, Risser, Robson, Sullivan, Taylor, Vinehout and Wirsch – 18.

Noes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Grothman, Harsdorf, Hopper, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen and Schultz – 15.

Absent or not voting – None.

Tabled.

Senate amendment 24 to Senate substitute amendment 1 to **Assembly Bill 75** offered by Senators Darling, S. Fitzgerald, Kanavas, Grothman, Schultz, Cowles and Leibham.

Senator Darling, with unanimous consent, asked that Senate amendment 24 to Senate substitute amendment 1 to **Assembly Bill 75** be withdrawn and returned to author.

Senate amendment 25 to Senate substitute amendment 1 to **Assembly Bill 75** offered by Senators Darling, Lazich, Kanavas, Leibham, Grothman and Cowles.

Senator Decker moved that Senate amendment 25 to Senate substitute amendment 1 to **Assembly Bill 75** be laid on the table.

The question was: Shall Senate amendment 25 to Senate substitute amendment 1 to **Assembly Bill 75** be laid on the table?

The ayes and noes were required and the vote was: ayes, 18; noes, 15; absent or not voting, 0; as follows:

Ayes – Senators Carpenter, Coggs, Decker, Erpenbach, Hansen, Holperin, Jauch, Kreitlow, Lassa, Lehman, Miller, Plale, Risser, Robson, Sullivan, Taylor, Vinehout and Wirsch – 18.

Noes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Grothman, Harsdorf, Hopper, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen and Schultz – 15.

Absent or not voting – None.

Tabled.

Senate amendment 26 to Senate substitute amendment 1 to **Assembly Bill 75** offered by Senators Darling, Schultz, Lazich, Cowles, Grothman, Leibham, Kanavas and S. Fitzgerald.

#### POINT OF ORDER

Senator Miller raised the point of order that Senate amendment 26 to Senate substitute amendment 1 to **Assembly Bill 75** was not germane.

The Chair ruled the point of order well taken.

Senate amendment 27 to Senate substitute amendment 1 to **Assembly Bill 75** offered by Senators S. Fitzgerald, Leibham, Kanavas, Darling, Lazich and Schultz.

Senator Decker moved that Senate amendment 27 to Senate substitute amendment 1 to **Assembly Bill 75** be laid on the table.

The question was: Shall Senate amendment 27 to Senate substitute amendment 1 to **Assembly Bill 75** be laid on the table?

The ayes and noes were required and the vote was: ayes, 19; noes, 14; absent or not voting, 0; as follows:

Ayes – Senators Carpenter, Coggs, Cowles, Decker, Erpenbach, Hansen, Holperin, Jauch, Kreitlow, Lassa, Lehman, Miller, Plale, Risser, Robson, Sullivan, Taylor, Vinehout and Wirch – 19.

Noes – Senators Darling, Ellis, S. Fitzgerald, Grothman, Harsdorf, Hopper, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen and Schultz – 14.

Absent or not voting – None.

Tabled.

Senate amendment 28 to Senate substitute amendment 1 to **Assembly Bill 75** offered by Senators Hopper, Kapanke, S. Fitzgerald, Schultz, Grothman, Cowles, Darling, Leibham and Kanavas.

Senator Decker moved that Senate amendment 28 to Senate substitute amendment 1 to **Assembly Bill 75** be laid on the table.

The question was: Shall Senate amendment 28 to Senate substitute amendment 1 to **Assembly Bill 75** be laid on the table?

The ayes and noes were required and the vote was: ayes, 18; noes, 15; absent or not voting, 0; as follows:

Ayes – Senators Carpenter, Coggs, Decker, Erpenbach, Hansen, Holperin, Jauch, Kreitlow, Lassa, Lehman, Miller, Plale, Risser, Robson, Sullivan, Taylor, Vinehout and Wirch – 18.

Noes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Grothman, Harsdorf, Hopper, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen and Schultz – 15.

Absent or not voting – None.

Tabled.

Senate amendment 29 to Senate substitute amendment 1 to **Assembly Bill 75** offered by Senators Kedzie, Kapanke, Lazich, S. Fitzgerald, Leibham, Darling, Kanavas, Cowles and Olsen.

#### POINT OF ORDER

Senator Miller raised the point of order that Senate amendment 29 to Senate substitute amendment 1 to **Assembly Bill 75** was not germane.

The Chair ruled the point of order well taken.

Senator Kedzie, with unanimous consent, asked that Senate amendment 29 to Senate substitute amendment 1 to **Assembly Bill 75** be withdrawn and returned to author.

Senate amendment 30 to Senate substitute amendment 1 to **Assembly Bill 75** offered by Senators Kedzie, Kapanke, S. Fitzgerald, Cowles, Darling, Kanavas, Leibham and Lazich.

Senator Decker moved that Senate amendment 30 to Senate substitute amendment 1 to **Assembly Bill 75** be laid on the table.

The question was: Shall Senate amendment 30 to Senate substitute amendment 1 to **Assembly Bill 75** be laid on the table?

The ayes and noes were required and the vote was: ayes, 18; noes, 15; absent or not voting, 0; as follows:

Ayes – Senators Carpenter, Coggs, Decker, Erpenbach, Hansen, Holperin, Jauch, Kreitlow, Lassa, Lehman, Miller, Plale, Risser, Robson, Sullivan, Taylor, Vinehout and Wirch – 18.

Noes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Grothman, Harsdorf, Hopper, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen and Schultz – 15.

Absent or not voting – None.

Tabled.

Senate amendment 31 to Senate substitute amendment 1 to **Assembly Bill 75** offered by Senators Harsdorf, Kapanke, S. Fitzgerald, Leibham, Kanavas and Darling.

Senator Decker moved that Senate amendment 31 to Senate substitute amendment 1 to **Assembly Bill 75** be laid on the table.

The question was: Shall Senate amendment 31 to Senate substitute amendment 1 to **Assembly Bill 75** be laid on the table?

The ayes and noes were required and the vote was: ayes, 18; noes, 15; absent or not voting, 0; as follows:

Ayes – Senators Carpenter, Coggs, Decker, Erpenbach, Hansen, Holperin, Jauch, Kreitlow, Lassa, Lehman, Miller, Plale, Risser, Robson, Sullivan, Taylor, Vinehout and Wirch – 18.

Noes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Grothman, Harsdorf, Hopper, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen and Schultz – 15.

Absent or not voting – None.

Tabled.

Senate amendment 32 to Senate substitute amendment 1 to **Assembly Bill 75** offered by Senators Lazich, Grothman, S. Fitzgerald, Leibham, Kanavas, Darling and Cowles.

Senator Decker moved that Senate amendment 32 to Senate substitute amendment 1 to **Assembly Bill 75** be laid on the table.

The question was: Shall Senate amendment 32 to Senate substitute amendment 1 to **Assembly Bill 75** be laid on the table?

The ayes and noes were required and the vote was: ayes, 19; noes, 14; absent or not voting, 0; as follows:

Ayes – Senators Carpenter, Coggs, Decker, Erpenbach, Hansen, Holperin, Jauch, Kreitlow, Lassa, Lehman, Miller, Plale, Risser, Robson, Schultz, Sullivan, Taylor, Vinehout and Wirch – 19.

Noes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Grothman, Harsdorf, Hopper, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham and Olsen – 14.

Absent or not voting – None.

Tabled.

The question was: Adoption of Senate substitute amendment 1 to **Assembly Bill 75**?

The ayes and noes were required and the vote was: ayes, 17; noes, 16; absent or not voting, 0; as follows:

Ayes – Senators Carpenter, Coggs, Decker, Erpenbach, Hansen, Holperin, Jauch, Kreitlow, Lassa, Lehman, Miller, Plale, Risser, Robson, Taylor, Vinehout and Wirch – 17.

Noes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Grothman, Harsdorf, Hopper, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen, Schultz and Sullivan – 16.

Absent or not voting – None.

Adopted.

Ordered to a third reading.

Senator Decker, with unanimous consent, asked that the bill be considered for final action at this time.

#### **Assembly Bill 75**

Read a third time.

The ayes and noes were required and the vote was: ayes, 17; noes, 16; absent or not voting, 0; as follows:

Ayes – Senators Carpenter, Coggs, Decker, Erpenbach, Hansen, Holperin, Jauch, Kreitlow, Lassa, Lehman, Miller, Plale, Risser, Robson, Taylor, Vinehout and Wirch – 17.

Noes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Grothman, Harsdorf, Hopper, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen, Schultz and Sullivan – 16.

Absent or not voting – None.

Concurred in as amended.

---

### **MOTIONS MAY BE OFFERED**

Senator Decker, with unanimous consent, asked that **Senate Resolution 7** be withdrawn from the committee on **Senate Organization** and taken up at this time.

#### **Senate Resolution 7**

Relating to: proclaiming June 28, 2009 as Dr. Michael S. Garrity Day.

Adopted.

---

### **ANNOUNCEMENTS, ADJOURNMENT HONORS, AND REMARKS UNDER SPECIAL PRIVILEGE**

Senator Robson, with unanimous consent, asked that when the Senate adjourn, it do so in honor of her son, Matthew Robson, as he celebrates his big 40th Birthday today. Matthew is a firefighter and paramedic.

Senator Kanavas, with unanimous consent, asked that when the Senate adjourn, it do so in honor of his daughter, Kate Kanavas, who is celebrating her 10th Birthday today.

Senator Taylor, with unanimous consent, asked that when the Senate adjourn, it do so in honor of “Juneteenth Day,” to symbolize the struggle for freedom and equality in the United States. This day is a very different independence day celebrated in the African American communities across the country. Juneteenth Day commemorates June 19, 1865, when all slaves in the United States were finally set free. When President Lincoln issued his Emancipation Proclamation in 1862, the effect was very minimal. Most slaves lived in territory controlled by confederate forces that did not recognize their freedom. It was not until June 19, 1865, when Union General Gordon Granger rode into Galveston, Texas and issued the emancipation order that the last of the slaves were set free. June 19th has come to symbolize the struggle for freedom and equality in the United States. Indeed, Juneteenth Day is much more about the future than the past. It is a day where we gather together to continue the struggle. We all realize that true freedom still eludes many of us. Those who suffer through poverty, injustice, and racial hatred still carry the chains of our ancestors. So adjourning in the honor of Juneteenth Day is Senator Taylor’s way of saying that she is continuing her fight through the struggle that faces many communities every where.

Senator Taylor, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Daniel Sklansky in celebration of his graduation from the residency program at Johns Hopkins Children’s Center. Daniel attended medical school at the University of Wisconsin–Madison, following in the footsteps of his grandfather, who he admired greatly. Senator Taylor also adjourns in honor of Daniel’s family who supported and encouraged him in his dream to become a doctor. Daniel is the son of my committee counsel, Ron Sklansky, whom many of you know and we applaud him on a fine son. Daniel has been an example of excellence in his community and will surely be a great benefit to the medical profession.

Senator Decker, with unanimous consent, asked that the Senate recess until Thursday, June 18, 2009.

8:57 P.M.

---

### **RECESS**

Thursday, June 18, 2009

11:26 A.M.

The Senate reconvened.

President Risser in the chair.

President Risser, with unanimous consent, asked that the Senate recess until 10:00 A.M. on Tuesday, June 23, 2009.

11:27 A.M.

---

### **RECESS**

Tuesday, June 23, 2009

10:00 A.M.

The Senate reconvened.

President Risser in the chair.

President Risser, with unanimous consent, asked that the Senate recess until 10:00 A.M. on Wednesday, June 24, 2009.

10:01 A.M.

President Risser, with unanimous consent, requests a committee of Conference on **Assembly Bill 75** and appoints Senators Decker, Miller and Fitzgerald as conferees on the part of the Senate.

President Risser, with unanimous consent, asked that the Senate's action on the appointments to the committee of Conference on **Assembly Bill 75** be immediately messaged to the Assembly.

---

### RECESS

Wednesday, June 24, 2009

10:00 A.M.

The Senate reconvened.

President Risser in the chair.

President Risser, with unanimous consent, asked that the Senate recess until 3:30 P.M.

10:01 A.M.

---

### MESSAGE FROM THE ASSEMBLY

By Patrick E. Fuller, chief clerk.

Mr. President:

I am directed to inform you that pursuant to Joint Rule 3, the Assembly agrees to a committee of Conference on **Assembly Bill 75** and hereby notifies the Senate that the following Representatives have been appointed as conferees on the part of the Assembly: Representative Sheridan (co-Chair), Representative Hubler and Representative Fitzgerald.

---

### RECESS

3:31 P.M.

The Senate reconvened.

President Risser in the chair.

---

### ADJOURNMENT

President Risser, with unanimous consent, asked that the Senate adjourn until Thursday, June 25, 2009.

3:32 P.M.

Adjourned.